IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 658 OF 2006
IN
CRIMINAL APPEAL NO. 213 OF 1994

Chandraprakash B. Dafal & Ors. ..Applicants (Accused)

versus

State of Maharashtra ..Respondents

Mr. S. Kadam for the Applicants - Accused.

Mr. V. B. Konde-Deshmukh, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &
S. A. BOBDE, JJ.

DATE : 11TH JULY, 2006

P.C. :

1. Heard Advocate for the Applicants and learned APP for the State.

2. These applicants were acquitted by the Sessions Court. State preferred Appeal against the acquittal. Pursuant to action under Section 390, the applicants - accused were released on bail. Thereafter, Appeal of the State against acquittal was allowed and accused came to be convicted. This

conviction was challenged by the accused before the Supreme Court, that was set aside by the Supreme Court and the matter was remanded. Therefore, according to the counsel for the applicants - accused, the original order of acquittal stands and the order of releasing the accused on bail by this court pursuant to action under Section 390 also stands as on today.

3. Appeal, though expedited, may take some time, therefore, he prays that the applicants - accused be released on bail.

4. Looking to these facts, the applicants be released on same bail, fresh bonds.

5. Application disposed of accordingly.

(D.G. DESHPANDE, J.)

(S.A. BOBDE, J.)